

## MRS. HAYES HOLDS BABY IRENE

MOTHER AND KIDNAPED CHILD  
FOUND IN WEST CHESTER.

Adoption by Thurston Not Ratified by a Court. It is said—Helen Hayes, 3-year-old child to mother, captures the Court and Makes Tail Cop Her Horse.

Miss Irene Helen Hayes rode into the Harlem police court yesterday afternoon upon the shoulders of six foot detective who had captured her and her mother in West Chester. The detective tried to look grim, but he couldn't save his life, because the entrance of the little girl into the dull, gloomy courtroom was like a ray of sunshine. Two or three bedraggled women waiting the pleasure of the judge instinctively stretched out their arms to the child, who is only three and as pretty a baby as the five boroughs hold. Middle-aged lawyers dropped their papers and talked baby talk to Miss Irene. Even Magistrate Baker on the bench twiddled his fingers at the little maid with the blue eyes and the golden hair and smiled at her.

Irene is the daughter of Mrs. Nellie Hayes, whom the police were looking for for three days. She is the heroine of a very tangled story. John B. Thurston and his wife, who live at 256 East 125th street, accuse Mrs. Hayes of stealing the child from them after she had consented to their adopting her.

At any rate, Irene disappeared from the home of the Thurstons on Tuesday. They suspected that the mother had taken her and went to the police of the East 125th street station about it. They wanted Mrs. Hayes arrested right away and swore out a warrant for her. Detective Tevans was put on the case and he learned from Ernest Hayes, a silversmith, that he was the father of the child. Mrs. Hayes, he thought, had gone to Paisley, Scotland, where her husband lives.

Thursday night Tevans, who kept his eye on the silversmith, learned that he had sent a note to Mrs. Hayes, and that she was working as a domestic at the house of Mrs. Bertha Meitzel, at Harrison and Cornell avenues, West Chester. He went there yesterday.

When the detective went in Irene smiled at him enchantingly, but the mother screamed and caught the child up in her arms.

"You shan't have her!" she cried to the detective. "I will never give her up again to anybody."

Tevans called the hysterical mother and told her that all she would have to do would be to accompany him to the Harlem police court and tell her story to the Magistrate. Irene won Tevans right there by offering him a large slice of bread and molasses with the marble of her own study in one crust. Tevans ate it like a gentleman, and while Mrs. Hayes was getting ready for the trip downtown Irene showed him her pet, a red pup named Nellie, a billygoat that went by the name of Buck, two ducks, one with a broken leg, a grumpy old pigeon that clucked seriously and a tattered rag doll. After that Tevans said he felt ashamed of himself to have to take that child and her mother under arrest into a court room.

The Thurstons were in court when Irene, her mother, Tevans and the rag doll got there. Irene had insisted on bringing Buck, the billygoat, but Tevans had to veto that because of the trolley car rules. When the little girl saw the Thurstons she squeezed the detective tightly around the neck and put out a hand to her mother.

A lawyer who volunteered to represent Mrs. Hayes, told Magistrate Baker side of the case. About five months ago, he said, she got word from Scotland that she had something coming to her over there in the way of a half million dollars, but that she would have to go over herself and see about it. She wasn't living with Hayes then, and she had hardly enough money to feed Irene and herself. She thought that if she could get somebody to take care of Irene she might raise enough money to cross the ocean. Somebody told her that she ought to get Irene adopted, so she put an advertisement in the papers.

It was answered by the Thurstons, the mother said, who agreed to adopt Irene. A little while after that they went to the office of a lawyer at 99 Nassau street and papers of adoption were drawn up. The papers were never approved by a court, the mother declared, but the Thurstons took Irene and began to treat her as their own child. Then the mother heard that it was no use for her to go over, and she wanted the child back. She said the Thurstons refused to give Irene up, and she was like a crazy woman for a time. On Tuesday last she called to see the little girl, watched her chance and kidnapped her own baby. She had got a job in Westchester meanwhile, so she took Irene to her new home.

The lawyer for the Thurstons said that the adoption formalities had been completed and that Mrs. Hayes had relinquished claim to Irene. Magistrate Baker asked for the papers. The Thurstons wanted time to produce them, so the Magistrate told everybody concerned to be in court next Wednesday afternoon at 2 o'clock and he would try to straighten the matter out. Then he discussed solemnly with Irene the relative merits of Nellie the red haired pup, and Buck, the billygoat, making a little fun of the rag doll just to see the child's blue eyes flash. He paroled Mrs. Hayes and ordered Irene to her.

"Go home with your mother," said she, so Tevans, with a grin at the smiling Magistrate, stooped and swung the child to his shoulder. They departed from the court room in advance of a line of Irene's admiring friends. Irene riding high on Tevans's shoulder and waving a farewell to the Magistrate.

**FIRE ON EAST TRAIN.**  
Express Car Cut Out and Left Ablaze on a Siding.

While the Philadelphia and Reading fast express known as 506 was nearing Bethaynes, a station on the New York Division about midway between Philadelphia and Bound Brook, on Thursday night, a train-hammer discovered a blaze in an express car belonging to the United States Express Company. The train was stopped at the nearest switch and the burning car was unhooked.

Many passengers got off to see what the excitement was about, and there was much uneasiness until the impression that the baggage car was on fire was corrected. Some of the travelers had thought their trunks were going up in smoke. The contents of the express car were destroyed. The train resumed its journey to Connecticut, the terminal of the Jersey Central railroad, before the fire was extinguished.

It is believed that a hot box on the car or spontaneous combustion of something in some of the express packages may have caused the blaze.

**STRAWBERRIES NOT CHIPS.**  
Silver Club Held Prisoners Go Free on Producing the Minutes.

Gov. Linder and the ten other men taken into custody on Thursday night by Detectives Cullen and O'Brien in the raid on "The Silver Club," at 46 West Twenty-fourth street, were discharged in the Jefferson Market court yesterday morning by Magistrate Cornell. The defense produced the minutes of the club, in which there was a record of a motion duly made and unanimously carried to set apart the night of Thursday, May 18, for a strawberry festival. The defense deposed that the detectives had mistaken the strawberries for red poker chips.

Magistrate Cornell held that no case had been made out against any of the prisoners, and that the detectives had failed to show that the club was anything else than it purported to be.

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## MARBLE MEN'S STRIKE SPREADS.

Many of the Largest Yards in the City Are Tied Up.

For the first time since the arbitration agreement went into effect, over two years ago, a clash has come between the marble workers and the Marble Industry Employers' Association. The trouble originated in a strike of marble men hands in one or two yards several days ago, which has since spread until a number of the largest yards are now tied up.

Up to yesterday the strike had spread to the yards of the following employers: Ellin, Kison & Co., Twenty-fifth street, and North River; Peeney & Devanney, 644 First avenue; Fertig-Phelps Marble Company, 520 West Twentieth street; R. C. Fisher & Co., 140th street and Locust avenue; Manhattan Marble Company, 130th street and Locust avenue; H. H. Reid & Co., Astoria, and Frederick C. Rist, 466 Cherry street.

The marble workers have been organized for several years as the Marble Industry, consisting of five branches, two of which, the cutters and polishers, are regarded as the first of this month, and the marble men hands demanded a new agreement, providing for a shorter workday, 28 per cent. advance in wages and 20 per cent. restriction in output.

The employers decided not to make any more agreements with unskilled trades, and the strike went into effect. The cutters and polishers, who are still under the arbitration agreement, have had several conferences with the employers this week and a faction in these two unions want the three other trades to come under the arbitration agreement. The employers have refused to recognize James Fitzgerald, international president of the marble workers, and the conference committee on the ground that he is a city employee and does not work at his trade. He is an inspector of masonry at the Willis Avenue Bridge.

The employers have now a few men at the yards delivering marble imported some time ago from Italy, so that work can go on building. It was said last night that, though the employers will not make agreements with the three other trades, the cutters and polishers will stand by the arbitration agreement.

## NO MERCY FOR THUG.

Man Who Held Up Woman in Her Home Gets Six Years From Judge Cowing.

Joseph Saril, an ironworker, who held up Mrs. Emma W. Downs in her home, at 100 West Eighty-fourth street, and failing to get a bag of jewelry around her neck, stole \$35 that was on a bureau, was sentenced to six years in Sing Sing by Judge Cowing yesterday. The jury that convicted Saril recommended mercy. Mrs. Downs has been an invalid since she was attacked by Saril.

"How the jury came to recommend mercy in this case I cannot understand," said Judge Cowing in sentencing Saril. "You are not entitled to a single consideration."

## AN AWFUL SKIN DISEASE

Sores Covered Neck and Cheeks—Itched Day and Night—Nothing Did Me Any Good—Was Growing Worse.

**CURED BY CUTICURA**  
**AT COST OF \$4.50**

Miss Nellie Vander Wiele, of Lake-side, N. Y., writing under date of April 18, 1904, says: "I do wish you would publish this letter in the newspapers, so that others suffering as I have may see and be helped. I suffered for six months with an awful skin disease, sores covering my ears, neck, and cheeks. Scabs would form and they would swell, and itch day and night. They would break open and bleed and matter run out. I had tried many different remedies, but none of them did me any good. I was growing worse when I tried the Cuticura Remedies. The first application helped me, and when I had used two cakes of Cuticura Soap, three boxes of Cuticura Ointment, and three bottles of Cuticura Resolvent, I was completely cured."

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## PASTOR DENIES ENGAGEMENT.

REV. MR. DE LARME TELEGRAPHS FROM ATLANTIC CITY.

Miss Mather's Brother-in-Law Asserts the Truth of the Published Announcement That They Were to Be Married—The Minister's Illness and Resignation.

PATERSON, N. J., May 19.—The sudden resignation of the Rev. A. A. DeLarme from the pulpit of the First Baptist Church under the plea of illness, his unannounced departure to recuperate his failing health and the announcement through a newspaper advertisement of the engagement of the minister to Miss Mary Mather, a trained nurse, had hardly become public when telegraphic word came to this city from Mr. DeLarme saying that he was not engaged to Miss Mather and that the announcement had been made without his authority, and was absolutely false. This word was received late last night from Mr. DeLarme by his friends who locate him at his old home in Dubois, Pa. To further complicate matters, Arthur Vandenberg, a brother-in-law of Miss Mather, with whom she lives, was not surprised, seemingly, by the telegram of denial. He reiterated the announcement that he and his wife had made in the newspapers on Wednesday evening that the engagement was a fact. He said:

"The engagement cannot be denied by Mr. DeLarme, as it was made in the presence of three persons besides the minister himself. My wife, Miss Mather and myself were present when the minister agreed to marry my sister-in-law. He stated on two occasions his intention to wed Miss Mather, and we shall expect him to keep his word."

Mr. Vandenberg refused to allow Miss Mather to be seen. The excitement of the announcement had annoyed the young woman very much, he said, and she did not wish to be further annoyed by taking for publication. When asked if he could offer any explanation of the minister's telegram Mr. Vandenberg said:

"It may be that Mr. DeLarme meant that he did not authorize the publication of the engagement in the papers. As Mr. Vandenberg had given out on Wednesday evening that the clergyman had acquiesced in the publication, it was suggested that there might be some doubt on this point."

"Oh, Mr. DeLarme may not have authorized the publication in so many words, but he had left the family to do what they thought best in the matter. As the engagement has been taken town for several months, it was thought best to announce it definitely through the papers. This was done in simple justice to the young woman."

A complete history of the case will not doubt be forthcoming as soon as Mr. DeLarme is made acquainted with all the facts of the engagement announcement. The complete is well to do, and did not depend on his annual salary for subsistence. This was shown at the time when he subscribed \$2,000 for the newly built First Baptist Church. His letter of resignation is dated May 12, and is as follows:

DEAR BRETHREN: For some time I have been far from well and am now in a deplorable condition. I have therefore decided to resign this pastorate.

This will give me the opportunity I have long wanted to recuperate by means of some months of travel.

I desire this resignation to go into effect with the close of the present month, which will round out just five years of my ministry here. They have been five years of incessant toil and self-sacrificing devotion to the temporal and spiritual interests of this church.

To suggest the setting of a tie so close and tender as that which has bound us together as pastor and people seems to me the most painful voluntary relinquishment of the most precious and valuable possession I possess.

That God will so guide and bless my way as to cause this church to prosper and increase more abundantly is the deepest wish of my heart.

I had expected to be with you in person this evening, but the doctor is not willing that I should go out for two or three days, and as my supplies will not be secured until the 1st, I must not postpone this action any longer.

In sincere and abiding love, ever your friend and brother in Christ,  
ALFRED A. DELARME.

Miss Mather, who is 27 years old, graduated from the General Hospital Training School two years ago. After graduation she went to New York city, but returned to Paterson several months ago. She is a very attractive young woman and has been active in church affairs since her return to Paterson.

**HAS LEBRENZ CONFESSED?**  
Tells Jan Chum, as Alleged, That He Killed Von Groski.

The Grand Jury in Brooklyn handed down an indictment yesterday in the County Court for murder in the first degree against Gustav Lebrez, in having, as alleged, caused the death of Theodore Von Groski by throwing him into a vat of boiling vitriol in the Tartar Chemical Company's works in Ninth street, on the night of April 15.

It is alleged that during his confinement in the jail on suspicion of Lebrez made a full confession of the crime to Charles Lemon, 19 years old, his cellmate, who was serving a term for larceny. Lebrez and Lemon were alone in the place about 7:30 o'clock on the night in question, Joseph Smith, their fellow workman, having gone out for beer.

Lebrez, so Lemon declares, confessed that during Smith's absence he struck Von Groski with a lead pipe and then threw him into No. 1 vat. The killing, Lebrez further explained to Lemon, was provoked by a quarrel the two men had had a few days previous, when Lebrez received a black eye and other injuries.

**HAIGHT & FRESE WIN.**  
Court Dissolves Receivership—Not Shown That Concern Was Insolvent.

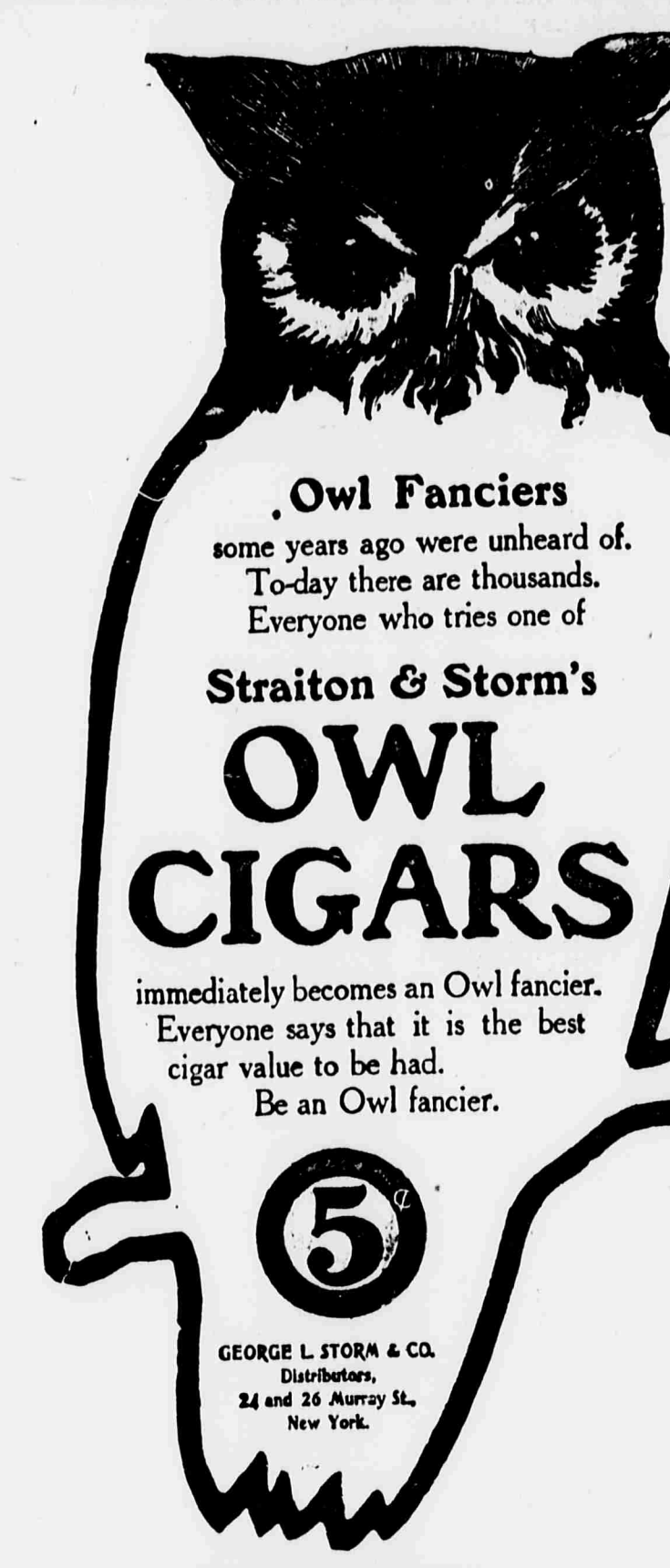
PHILADELPHIA, May 19.—The Haight & Freese Company won an apparent victory today when Judge McPherson, sitting in the United States Court, dissolved the receivership for the concern. It was done, however, on the condition that \$10,000 be put up to cover creditors' suits.

At the conclusion of the court proceedings attorneys for the plaintiff declared that they would probably bring enough suits to swamp the concern. They declared that they knew of \$200,000 worth of claims. A. Lincoln Eyer, attorney for the concern, asked that the receivership be set aside without taking testimony. He said that there was no ground for the appointment of the receiver and that the company was being hounded, adding that there was not a single allegation to show that it was insolvent. In cross examination he brought out admission from Bowler that the alleged swindling had taken place a year and a half ago.

**ELLSWORTH TOTTEN RELEASED.**  
His Sister, Mrs. Reade, Gets Him Out of an Asylum For the Insane.

Ellsworth Totten, former secretary of the Union League Club of Manhattan, who has been in the Hudson River State Hospital for the Insane for the last seven years, was brought before Supreme Court Justice Marcan in Brooklyn on a writ of habeas corpus obtained by his sister, Mrs. Clara L. Reade.

Dr. J. Harris, the superintendent of the asylum and its head physician, testified that Totten is not insane and that there is no reason why he should not be discharged. Justice Marcan ordered the release of Totten at once. Totten has a handsome home in Mount Vernon. He is about 35 years old.



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